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12 United States of America

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14 IN THE UNITED STATES DISTRICT COURT
15 EASTERN DISTRICT OF CALIFORNIA

16
17 UNITED STATES OF AMERICA,
18 Plaintiff,
19 v.
20 VICTOR ROMERO GALVAN,
21 Defendants.

22 CASE NO. 1:20-CR-00161-JLT-SKO
23 STIPULATION AND ORDER REGARDING
24 EXCLUDABLE TIME PERIODS UNDER SPEEDY
25 TRIAL ACT
26 DATE: OCTOBER 30, 2024
27 TIME: 1:00 p.m.
28 COURT: Hon. Sheila K. Oberto

29
30 **STIPULATION**

31 Plaintiff United States of America, by and through its counsel of record, and defendant VICTOR
32 ROMERO GALVAN, by and through defendant's counsel of record, Daniel Harralson, hereby stipulate
33 as follows:

34 1. By previous order, this matter was set for status on October 30, 2024.

35 2. By this stipulation, parties now move to continue the status conference to March 5, 2025,
36 and to exclude time between October 30, 2024, and March 5, 2025, under Local Codes T2 and T4.

37 3. The parties agree and stipulate, and request that the Court find the following:

38 a) The government has represented that the discovery associated with this case
39 includes over 14,000 pages of Bates stamped discovery and numerous wiretap recordings. The
40 majority of the discovery has been either produced directly to counsel and/or made available for
41 inspection and copying. Supplemental discovery has also been produced.

b) There was a change in counsel and defendant Galvan has new counsel as of July 2024. Plea negotiations are ongoing.

c) Counsel for defendant desires additional time to consult with his client, to review the current charges, to conduct investigation and research related to the charges, to review and copy discovery for this matter, and to discuss potential resolution with his client.

d) Counsel for defendant believes that failure to grant the above-requested continuance would deny him the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

e) Additionally, given the voluminous discovery and the fact that this case involved a wiretap investigation, it is so complex that it is unreasonable to expect adequate preparation for pretrial proceedings or for the trial itself prior to March 5, 2025.

f) The parties will be prepared to set a trial date at the next status conference if a resolution has not been reached.

g) Based on the above-stated findings, the ends of justice served by continuing the case as requested outweigh the interest of the public and the defendant in a trial within the original date prescribed by the Speedy Trial Act.

h) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period of October 30, 2024 to March 5, 2025, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] and 18 U.S.C. § 3161(h)(7)(A), B(ii) [Local Code T2], because it results from a continuance granted by the Court at defendant's request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

1 Dated: October 22, 2024

PHILLIP A. TALBERT
United States Attorney

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7 Dated: October 26, 2023

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12 /s/ DANIEL HARRALSON
13 DANIEL HARRALSON
14 Counsel for Defendant
15 VICTOR ROMERO GALVAN

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28 **ORDER**

The parties shall be prepared to select a mutually agreeable trial date at the next status conference.

IT IS SO ORDERED.

DATED: 10/22/2024

Sheila K. Oberto
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18 THE HONORABLE SHEILA K. OBERTO
19 UNITED STATES MAGISTRATE JUDGE
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